

STATE OF MISSOURI  
**DEPARTMENT OF NATURAL RESOURCES**  
MISSOURI CLEAN WATER COMMISSION



**MISSOURI STATE OPERATING PERMIT**

In compliance with the Missouri Clean Water Law, (Chapter 644 R.S. Mo. as amended, hereinafter, the Law), and the Federal Water Pollution Control Act (Public Law 92-500, 92<sup>nd</sup> Congress) as amended,

Permit No. MO-0121941

Owner: Health Care Realty Trust  
Address: 3310 W. End Ave., Nashville, TN 37203

Continuing Authority: Same as above  
Address: Same as above

Facility Name: Silver Oak Senior Living of Lamar WWTF  
Facility Address: 3 SW 1<sup>st</sup> Lane, Lamar, MO 64759

Legal Description: NE¼, NE¼, Sec. 26, T32N, R31W, Barton County  
Receiving Stream: Unnamed Tributary to North Fork Spring River (U)  
First Classified Stream and ID: North Fork Spring River (C) (03188) 303(d)  
USGS Basin & Sub-watershed No.: (11070207-060004)

is authorized to discharge from the facility described herein, in accordance with the effluent limitations and monitoring requirements as set forth herein:

**FACILITY DESCRIPTION**

Outfall #001 – Assisted Living / Sewerage Works - SIC #8059 / 4952

No-discharge System

Storage lagoon / wastewater irrigation / sludge is retained in lagoon.

Design population equivalent is 53.  
Design flow is 3,705 gallons per day (dry weather flows).  
Design sludge production is 0.8 dry tons/year.

This permit authorizes only wastewater discharges under the Missouri Clean Water Law and the National Pollutant Discharge Elimination System; it does not apply to other regulated areas. This permit may be appealed in accordance with Section 644.051.6 of the Law.

March 11, 2005

Effective Date

Doyle Childers, Director, Department of Natural Resources  
Executive Secretary, Clean Water Commission

March 10, 2010

Expiration Date  
MO 780-0041 (10-93)

R. Bruce Martin, Director, Southwest Regional Office

**FACILITY DESCRIPTION (continued)**

Outfall #001 – Irrigation System Design

**Receiving Stream Watershed:** gaining stream / 303(d) list

**Facility Type:** No-discharge Storage & Irrigation System for year round flows into lagoon.

<b><u>Design Basis:</u></b>	<b><u>Average Annual</u></b>
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Design dry weather flows:	3,705 gpd
Design PE: 53	

**Land Application:**

Irrigation areas:	2.0 acres at design loading
Application rates per acre:	0.5 inch / hour; 1.0 inch / day; 3.0 inches / week; 24 inches / year
Equipment type:	sprinklers
Vegetation:	grass land
Application rate is based on:	hydraulic loading rate

<b>A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS</b>					PAGE NUMBER 3 of 7	
					PERMIT NUMBER MO-0121941	
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective upon issuance and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u> – Emergency discharge from lagoon or irrigation sites (Note 1)						
Flow	MGD	*		*	once/day**	24 hr. estimate
Biochemical Oxygen Demand <sub>5</sub>	mg/L		65	45	once/week**	grab
Total Suspended Solids	mg/L		110	70	once/week**	grab
pH – Units	SU	***		***	once/week**	grab
Fecal Coliform	#/100mL	****		****	once/week**	grab
Ammonia Nitrogen as N	mg/L	****		****	once/week**	grab
Temperature (degrees)	C°	****		****	once/week**	grab
MONITORING REPORTS SHALL BE SUBMITTED <u>QUARTERLY</u> ; THE FIRST REPORT IS DUE <u>APRIL 28, 2005</u> .						
<u>Outfall #001</u> – Land Application Operational Monitoring (Notes 2 & 3)						
Lagoon Freeboard	feet	*			once/month	measured
Irrigation Period	hours	*			daily	total
Volume Irrigated	gallons	*			daily	total
Application Area	acres	*			daily	total
Application Rate	inches / acre	*			daily	total
Rainfall	inches	*			daily	total
MONITORING REPORTS SHALL BE SUBMITTED <u>QUARTERLY</u> ; THE FIRST REPORT IS DUE <u>APRIL 28, 2005</u> .						
<u>Outfall #001</u> – Irrigated Wastewater (Notes 4 & 5)						
pH – Units	SU	***			once/year	grab
Total Kjeldahl Nitrogen as N	mg/L	*			once/year	grab
Nitrate / Nitrite as N	mg/L	*			once/year	grab
Ammonia Nitrogen as N	mg/L	*			once/year	grab
Total Phosphorus as P	mg/L	*			once/year	grab
Fecal Coliform	#/100mL	*			once/year	grab
MONITORING REPORTS SHALL BE SUBMITTED <u>ANNUALLY</u> ; THE FIRST REPORT IS DUE <u>OCTOBER 28, 2005</u> . THERE SHALL BE NO DISCHARGE OF FLOATING OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						
<b>B. STANDARD CONDITIONS</b>						
IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED <u>Parts I &amp; III</u> STANDARD CONDITIONS DATED <u>October 1, 1980 and August 15, 1994</u> , AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.						

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)

- \* Monitoring requirement only.
- \*\* Monitor only when discharge occurs. Report as no-discharge when a discharge does not occur during the report period.
- \*\*\* pH is measured in pH units and is not to be averaged. The pH is to be maintained at or above 6.0 pH units.
- \*\*\*\* Comply with water quality standards per Special Conditions #5.

Note 1 - No-discharge Facility requirements: Wastewater shall be stored and land applied during suitable conditions so that there is no-discharge from the lagoon or irrigation site. An emergency discharge may occur when excess wastewater has accumulated above feasible irrigation rates due to precipitation exceeding the 1-in-10 year 365 day rainfall or the 25-year-24-hour storm event.

Note 2 Records shall be maintained and summarized into an annual operating report, which shall be submitted by **January 28<sup>th</sup>** of each year for the previous calendar year. The report shall include the following:

- a. Record of maintenance and repairs during the year, average number of times per month the facility is checked to see if it is operating properly, and description of any unusual operating conditions encountered during the year;
- b. The number of days the lagoon has discharged during the year, the discharge flow, the reasons discharged occurred and effluent analysis performed; and
- c. A summary of the irrigation operations including freeboard at the start and end of the irrigation season, the number of days of irrigation for each month, the total gallons irrigated, the total acres used, crops grown, crop yields per acre, the application rate in inches per acre per day and for the year, the monthly and annual precipitation received at the facility and summary of testing results.

Note 3 – Lagoon freeboard shall be reported as lagoon water level in feet below the overflow level. See Special Conditions for Wastewater Irrigation System requirements.

Note 4 – Wastewater that is irrigated shall be sampled at the irrigation pump or wet well.

Note 5 – Monitor once per year in **April**.

C. SPECIAL CONDITIONS

1. Report as no-discharge when a discharge does not occur during the reporting period.
2. Outfalls must be marked in the field and on the topographic site map submitted with the permit application.
3. Permittee will cease discharge by connection to area wide wastewater treatment system within 180 days of notice of its availability.

C. SPECIAL CONDITIONS (continued)

4. Changes in Discharges of Toxic Substances

The permittee shall notify the Director as soon as it knows or has reason to believe:

- (a) That any activity has occurred or will occur which would result in the discharge of any toxic pollutant which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels:"
  - (1) One hundred micrograms per liter (100 µg/L);
  - (2) Two hundred micrograms per liter (200 µg/L) for acrolein and acrylonitrile; five hundred micrograms per liter (500 µg/L) for 2,5 dinitrophenol and for 2-methyl-4, 6-dinitrophenol; and one milligram per liter (1 mg/L) for antimony;
  - (3) Five (5) times the maximum concentration value reported for the pollutant in the permit application;
  - (4) The level established in Part A of the permit by the Director.
- (b) That they have begun or expect to begin to use or manufacture as an intermediate or final product or byproduct any toxic pollutant, which was not reported in the permit application.

5. Water Quality Standards

- (a) Discharges to waters of the state shall not cause a violation of water quality standards rule 10 CSR 20-7.031, including both specific and general criteria.
- (b) General Criteria. The following general water quality criteria shall be applicable to all waters of the state at all times including mixing zones. No water contaminant, by itself or in combination with other substances, shall prevent the waters of the state from meeting the following conditions:
  - (1) Waters shall be free from substances in sufficient amounts to cause the formation of putrescent, unsightly or harmful bottom deposits or prevent full maintenance of beneficial uses;
  - (2) Waters shall be free from oil, scum and floating debris in sufficient amounts to be unsightly or prevent full maintenance of beneficial uses;
  - (3) Waters shall be free from substances in sufficient amounts to cause unsightly color or turbidity, offensive odor or prevent full maintenance of beneficial uses;
  - (4) Waters shall be free from substances or conditions in sufficient amounts to result in toxicity to human, animal or aquatic life;
  - (5) There shall be no significant human health hazard from incidental contact with the water;
  - (6) There shall be no acute toxicity to livestock or wildlife watering;
  - (7) Waters shall be free from physical, chemical or hydrologic changes that would impair the natural biological community;
  - (8) Waters shall be free from used tires, car bodies, appliances, demolition debris, used vehicles or equipment and solid waste as defined in Missouri's Solid Waste Law, section 260.200, RSMo, except as the use of such materials is specifically permitted pursuant to section 260.200-260.247.

C. SPECIAL CONDITIONS (continued)

6. This permit may be reopened and modified, or alternatively revoked and reissued, to:

- (a) Comply with any applicable effluent standard or limitation issued or approved under Sections 301(b)(2)(C) and (D), 304(b)(2), and 307(a) (2) of the Clean Water Act, if the effluent standard or limitation so issued or approved:
  - (1) contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
  - (2) controls any pollutant not limited in the permit.
- (b) Incorporate new or modified effluent limitations or other conditions, if the result of a waste load allocation study, toxicity test or other information indicates changes are necessary to assure compliance with Missouri's Water Quality Standards.
- (c) Incorporate new or modified effluent limitations or other conditions if, as the result of a watershed analysis, a Total Maximum Daily Load (TMDL) limitation is developed for the receiving waters which are currently included in Missouri's list of waters of the state not fully achieving the state's water quality standards, also called the 303(d) list.

The permit as modified or reissued under this paragraph shall also contain any other requirements of the Clean Water Act then applicable.

7. Sludge and Biosolids Use For Domestic Wastewater Treatment Facilities

- (a) Permittee shall comply with the pollutant limitations, monitoring, reporting, and other requirements in accordance with the attached permit Standard Conditions.
- (b) If sludge is not removed by a contract hauler, permittee is authorized to land apply biosolids that are removed from the domestic wastewater treatment lagoon during lagoon clean out and maintenance activities. Permit Standard Conditions, Part III shall apply to the land application of biosolids. Permittee shall notify the department at least 180 days prior to the planned removal of biosolids from the lagoon. The department may require submittal of a biosolids management plan for department review and approval as determined appropriate on a case-by-case basis.

8. Lagoons and earthen basins shall have a liner that is designed, constructed and maintained in accordance with 10 CSR 20-8.020(13)(A)4. If operating records indicate, excessive percolation, the department may require a water balance test in accordance with 10 CSR 20-8.020(16) or other investigations to evaluate adequacy of the lagoon seal. The department may require corrective action as necessary to eliminate excess leakage.

9. Wastewater Irrigation System

- (a) Discharge Reporting. Any unauthorized discharge from the lagoon or irrigation system shall be reported to the department as soon as possible but always within 24 hours. Discharge is allowed only as described in the Facility Description and Effluent Limitations sections of this permit.
- (b) Irrigation Design. Permittee shall operate the land application system in accordance with 10 CSR 20-8.020(15). Permittee shall operate the land application system in accordance with the design parameters listed in the Facility Description section of this permit:
  - (1) No-discharge System. When the Facility Description is "No-discharge", wastewater must be stored and irrigated at appropriate times. There shall be no-discharge from the irrigation site or storage lagoon except due to precipitation exceeding either the 1-in-10 year rainfall event for the design storage period or the 25-year-24-hour rainfall event.
- (c) Lagoon Operating Levels – No-discharge Systems. The minimum and maximum operating water levels for the storage lagoon shall be clearly marked. Each lagoon shall be operated so that the maximum water elevation does not exceed one foot (1') below the overflow point except due to any exceedance of the 1-in-10 year or 25-year-24-hour rainfall events. Wastewater shall be land applied whenever feasible based on soil and weather conditions and permit requirements. Storage lagoon(s) shall be lowered to the minimum operating level prior to each winter by November 30<sup>th</sup>.

C. SPECIAL CONDITIONS (continued)

9. Wastewater Irrigation System (continued)

- (d) Emergency Spillway. Lagoons and earthen storage basins should have an emergency spillway to protect the structural integrity of earthen structures during operation at near full water levels and in the event of overflow conditions. The spillway shall be at least one foot (1') below the top of berm. The department may waive the requirement for overflow structures on small existing basins.
- (e) General Irrigation Requirements. The wastewater irrigation system shall be operated so as to provide uniform distribution of irrigated wastewater over the entire irrigation site. A complete ground cover of vegetation shall be maintained on the irrigation site unless the system is approved for row crop irrigation. Wastewater shall be land applied only during daylight hours. The wastewater irrigation system shall be capable of irrigating the annual design flow during an application period of less than 100 days or 800 hours per year. The irrigation system shall have automatic shut off device to shut down the system due to malfunction. The wastewater irrigation site(s) shall be at least 2 acres.
- (f) Saturated / Frozen Conditions. There shall be no irrigation during frozen, snow covered, or saturated soil conditions. There shall be no irrigation on days when more than 0.2 inches of precipitation is received or when there is observation by operator of an imminent or impending rainfall event.
- (g) Buffer Zones. There shall be no irrigation within 300 feet of any down gradient pond, lake, sinkhole, losing stream or water supply withdrawal; 100 feet of gaining streams or tributaries; 150 feet of dwellings; or 50 feet of the property line.
- (h) Public Access Restrictions. Public access shall not be allowed to the irrigation site(s). Fencing and public access restrictions to land application sites shall be in accordance with requirements in 10 CSR 20-8.020(15)(B)(5).
- (i) Equipment Checks During Irrigation. The irrigation system and application site shall be visually inspected at least once per hour during wastewater irrigation to check for equipment malfunctions and runoff from the irrigation site.
- (j) Operation and Maintenance Manual. The permittee shall develop, maintain and implement an Operation and Maintenance (O&M) Manual that includes all necessary items to ensure the operation and integrity of the waste handling and land application systems. Copies of the O&M Manual and subsequent revisions shall be submitted to the departments' Water Pollution Control Program and the appropriate Regional Office for review and approval. The O&M Manual shall be reviewed and updated at least every five years.